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MS PETITION
PATENT
3319-0110P

IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant: YANG, Pang-Lun et al. Conf.:
Appl. No.: 10/734,229 Group: 2875
Filed: December 15, 2003 Examiner: UNASSIGNED
For: ILLUMINATED LOGO DEVICE

RENEWED PETITION UNDER 37 C.F.R § 1.47(a)

MS PETITION

June 2, 2004

Director of the US Patent and Trademark Office
PO Box 1450
Alexandria, VA 22313-1450

Sir:

This renewed petition is further to the Petition under 37 CFR 1.47(b) filed on December 15, 2003, and responsive to the Decision Refusing Status Under 37 CFR 1.47(a) mailed on April 2, 2004.

The Decision required additional proof that the non-signing inventor cannot be reached or located, or refuses to sign the oath or declaration *after having been presented with the application papers.*

Accordingly, attached hereto is a Statement of Facts ("Declaration Regarding Inventor's Refusal to Sign Declaration") by Yu-Hui SUNG, setting forth the pertinent facts regarding Mr. Pang-Lun YANG'S refusal to sign the Declaration. In this Statement of Facts, Yu-Hui SUNG sets forth that the application papers were sent to Pang-Lun YANG in a diligent effort to have Pang-Lun YANG sign the Declaration, and provides a copy of a

mailing receipt as evidence thereof. The Declaration also sets forth that Yu-Hui SUNG contacted Pang-Lun YANG by telephone regarding signing the Declaration, and that Pang-Lun YANG gave his express oral refusal to sign the Declaration.

It is believed that all requirements of 37 CFR 1.47(a) have now been met. Reconsideration and acceptance of this Petition are respectfully requested.

A *bona fide* attempt is being made to comply with the provisions of 37 C.F.R. 1.47.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. §§1.16 or 1.17; particularly, extension of time fees.

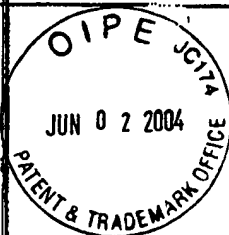
Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By 
Joe McKinney Murcy, #32,334

KM/asc
3319-0110P
Attachments

P.O. Box 747
Falls Church, VA 22040-0747
(703) 205-8000



In : Application of: Pang-Lun YANG

Serial No. :

Filing Date:

Title : Illuminated Logo Device

**DECLARATION
REGARDING INVENTOR'S REFUSAL TO SIGN DECLARATION**

I, Yu-Hui SUNG, declare that:

1. I am an employee of BENQ Corporation. (hereinafter "BENQ Corporation").
2. In this capacity, I was instructed to contact Pang-Lun YANG in order to secure the signature of Pang-Lun YANG on formal papers for filing in the above-referenced patent application in the U.S. Patent and Trademark Office.
3. I reached Pang-Lun YANG via telephone on 2003/10/16.
During this conversation, however, he told me that he was no longer an employee of BENQ Corporation, and as such he refused to sign any Declaration of his pending patent applications assigned to BENQ Corporation. He also stated on the telephone that the application papers should not be sent.
4. I have sent an application specification and forms to Pang-Lun YANG, and the mailing receipt is attached.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statement and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Date: 2004/5/31

Signature: Yu Hui Sung
Yu-Hui SUNG



宇州國際專利商標事務所
YUSO INTL PATENT & TRADEMARK OFFICE
宇州國際法律事務所
YUSO INTL LAW OFFICE

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FAX: (02) 2759-8839
E-mail: yuso.tw@msinet.net

TO: 何小姐

Date: May 7, 2004

To: 明基電通股份有限公司

ATTN: 宋郁慧 小姐

RE: 專利名稱「Illuminated Logo Device」

美國專利申請案號 10/734,229

貴公司編號: A91170

本所檔號: 910616.IE1

答辯截期: 93/6/2

通知事項:

關於上述美國專利申請案，頃接獲美國專利局發出表格不核准之通知書《如附件》。

請於 93/5/20 前提供相關資料，以利該專利案之順利進行。

專利部 何小姐(分機 26)敬啓

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投辦日: 337236

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